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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 CLIFTON MAXWELL,

11 Petitioner,

No. CIV S-09-3183 KJM P

12 vs.

13 JAMES WALKER,

14 Respondent.

ORDER

15 _____/
16 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of
17 habeas corpus pursuant to 28 U.S.C. § 2254. In his application, petitioner challenges the
18 execution of his sentence. He is confined in San Diego County which lies within the
19 jurisdiction of the United States District Court for the Southern District of California. When a
20 prisoner challenges the execution of his sentence, the preferable venue is the court with
21 jurisdiction over the place where the prisoner is confined. See Dunne v. Henman, 875 F.2d 244,
22 249 (9th Cir. 1989).

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1 In accordance with the above, IT IS HEREBY ORDERED that this matter is
2 transferred to the United States District Court for the Southern District of California. Braden v.
3 30th Judicial Circuit Court, 410 U.S. 484, 499 n.15 (1973); 28 U.S.C. § 2241(d).

4 DATED: November 23, 2009.

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6 U.S. MAGISTRATE JUDGE

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